

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY**

**MOTION AND ORDER TO SHOW CAUSE
FOR CONTEMPT
(CUSTODY/PARENTING TIME)**

CASE NO.

Friend of the Court address

Telephone no.

Plaintiff's name, address, and telephone no.

MOTION

The friend of the court states:

1. On _____ an order
Date
was entered regarding:

Attorney:

v

Defendant's name, address, and telephone no.

2. The friend of the court has received information
that _____
Name
violated the order as indicated in the attached.
 as follows:

Attorney:

3. The friend of the court requests the court to issue an order to show cause why _____
should not be held in contempt for violation of the court order. Name

I declare that the statements above are true to the best of my information, knowledge, and belief.

Date

Friend of the Court

ORDER

IT IS ORDERED: (See Notice on other side)

4. _____ shall appear in person before this court on
Name
_____ at _____ to show cause why s/he should not be held in contempt
Date Time
for failure to comply with the court's order. Both parties should contact _____
one business day before this date to find out if their attendance is still required.

5. If the above named person fails to appear, a bench warrant may be issued for his/her arrest.

6. This matter will be heard before a referee.

Date

Judge signature

Judge name (type or print) Bar no.

If you require special accommodations to use the court because of a disability, or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements. When contacting the court, provide your case number(s).

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this motion and order and notice (other side) on the parties by first class mail addressed to their last known addresses as defined in MCR 3.203.

Date

Signature

NOTICE TO PARENTS

A motion is being filed requesting the court to issue an order to show cause why you should not be held in contempt for violating a parenting time/custody order or a makeup and ongoing parenting time schedule.

If this motion is for violating a parenting time order, please read the following:

At the show cause hearing if the court finds either parent has violated a parenting time order without good cause, the court shall find that parent in contempt and may do 1 or more of the following:

1. Require additional terms and conditions consistent with the court's parenting time order.
2. After notice to both parties and a hearing, if requested by a party, on a proposed modification of parenting time, modify the parenting time order to meet the best interests of the child.
3. Order that makeup parenting time be provided for the wrongfully denied parent to take the place of wrongfully denied parenting time.
4. Order the parent to pay a fine of not more than \$100.00
5. Commit the parent to the county jail.
6. Commit the parent to the county jail with the privilege of leaving the jail during the hours the court determines necessary, and under the supervision the court considers necessary, for the purpose of allowing the parent to go to and return from his or her place of employment.
7. If the parent holds an occupational, driver's, recreational, or sporting license, condition the suspension of the parent's license(s) upon noncompliance with an order for makeup and ongoing parenting time.
8. Order the parent to a community corrections program.

At the show cause hearing if the court finds that a party to a parenting time dispute has acted in bad faith, the court shall order the party to pay a sanction of not more than \$250.00 for the first time the party is found to have acted in bad faith, not more than \$500.00 for the second time, and not more than \$1,000.00 for the third or subsequent time. If the court finds that a party to a parenting time dispute has acted in bad faith, the court shall order the party to pay the other party's costs.

You have the right to a hearing on a proposed modification of parenting time if you request one within 21 days after the date this motion is mailed to you.